

DOCKET NO: 265491US6PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
MARK DURFIELD, ET AL. : EXAMINER: REDMAN, JERRY E.  
SERIAL NO: 10/526,553 :  
FILED: MARCH 4, 2005 : GROUP ART UNIT: 3634  
FOR: SEAL AND INSULATING :  
GLAZING PANEL INCORPORATING  
THIS SEAL

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

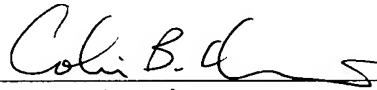
In response to the election of species requirement contained in the Office Action dated August 18, 2008, Applicants elect, without traverse, Group I, corresponding to the embodiment of Figures 3-5, and identify Claims 20-23, 25, 27, 28, and 30-38 as readable on elected Group I. Applicants make this election based on the understanding that Applicants are not prejudiced against filing one or more divisional applications that cover the non-elected claims.

The Office Action states that no claims are generic. However, Applicants believe that independent Claim 20 is generic to the groups identified in the Office Action as Claim 20 does not require any material elements additional to those required by the rest of the claims.

Accordingly, an early and favorable consideration of Claims 20-23, 25, 27, 28, and 30-38 is respectfully requested.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

A handwritten signature in cursive script, appearing to read "Colin B. Harris", is written over a horizontal line.

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